



CITY OF LINCOLN NEBRASKA

Lincoln Police Department
Thomas K. Casady, Chief of Police
575 South 10th Street
Lincoln, Nebraska 68508

402-441-7204
fax: 402-441-8492

LINCOLN
The Community of Opportunity

MAYOR COLEEN J. SENG

www.ci.lincoln.ne.us

October 21, 2003

Mayor Seng and City Council
City of Lincoln
City County Building
Lincoln, NE

Mayor Seng and Members of the City Council:

An investigation has been made regarding the application of Darrin Salazar / Steve Festner, a partnership d.b.a. Lorenzo's, 500 West Gate Boulevard requesting a class I liquor license.

Darrin Salazar has requested that he be approved as the manager of the liquor license.

Background information on the applicant is as follows:

Darrin Salazar was born in Scottsbluff, Nebraska. He attended Western Nebraska Community College graduating in 1995.

Darrin Salazar employment history is as follows:

2001 - 2003	Inventory, Nebraska Book	Lincoln, NE.
1999 - 2000	Manager, LaMesa Restaurant	Beatrice, NE.
1998 - 1999	Omni Behavior Health Center	Beatrice, NE.
1997 - 1998	Detention Supervisor, Bluffs Middle School	Scottsbluff, NE.

Criminal histories on Darrin Salazar and Steve Festner have been included for your review.

If this application is approved, it should be with the understanding that it conforms to all the rules and regulations of Lincoln, Lancaster County and the State of Nebraska.

THOMAS K. CASADY, Chief of Police



A nationally accredited law enforcement agency



Liquor License Business Report

Completed by Inv. Fosler #843

Business Name: LORENZO'S

Address: 500 WEST GATE BLVD Phone: _____

Type of Investigation : Purchase Upgrade Expansion New
Owner Manager Other: _____

Type of Business: REST / BAR

Liquor Class A B C D I J K Catering Other: _____

Ownership: Corporation Partnership Individual DARRIN SALAZAR 50%
STEVE FETNER 50%

Amount Financed: \$30,000 Source: DAD - DARRIN'S

Lease Agreement: 5yr @ 3500 mo.

Sales: %Food: UNK %Liquor: UNK

Located: Commercial Industrial Residential

Traffic Flow: moderate Off Street Parking: Yes No

Ready for Operation: Yes No Est Date: NOV 16, 2003

Food Service: Yes No Employees: F/T 2 P/T 14

Est Seating: 130 Est Daily Customers 200

Hours of Operation: 10.30 - 9 pm M-Sun.

Any Additional Comments: _____

Liquor License Investigation

Business (DBA) LORENZO IS

☒ Manager

☒ Owner

Other _____

Name: DARRIN SAIAZAR

US Citizen ?

☒ Yes

No

Has applicant ever been cited for liquor law violations ? ☒ No Yes

Explain _____

Does applicant have an interest in another liquor license ? ☒ No Yes

Explain _____

Is spouse qualified to hold a license ? Yes

No

☒ N/A

How is applicant if not an owner to be paid ? Salary

Hourly N/A

How many hours will applicant be at the establishment ? 60 +

Any other employment ? ☒ No Yes, explain _____

Any previous experience with a liquor license ? ☒ Yes

No

Any criminal convictions ? No

☒ Yes

Comments SEE ATTACHED

Is applicant a property owner in Lincoln ? Yes

☒ No

Is applicant involved in any civil litigation ? ☒ No

Yes

Comments _____

☒ Photo

☒ Records Check

☒ References

Comments _____

Interview Date 10 / 21 / 03



LINCOLN POLICE DEPARTMENT PUBLIC RECORD CRIMINAL HISTORY

This is a list of criminal citations and arrests by the Lincoln Police Department for this person since 1980. Arrests or citations by any other law enforcement agency are not included. Cases not having charges filed are not included. Minor traffic infractions are not included. Cases when the subject was under the age of 16 or cases transferred to juvenile court are not included. Citations and arrests with no final court disposition are not included, except those within the past year for which dispositions are still pending.

If the phrase "***END OF LISTING***" does not appear at the bottom of this report, then this list is not complete.

FOR: DARRIN P SALAZAR , Male, DOB: 10-22-1974

Date of listing: 10-13-2003

CODES FOR CRIMINAL HISTORY (M)=Misdemeanor (F)=Felony (O)=Other

Cited on 01-17-2001	for (M)OPERATE MOTOR VEHICLE WHILE SUSPENDED, 1S	Case A1-005278
Disposed 06-26-2001	as (M)OPERATE MOTOR VEHICLE W/O OPERATOR'S LICE	Cit# LA741754
FOUND GUILTY Fined \$100.00		
Cited on 01-17-2001	for ()	Case A1-005278
Disposed 06-26-2001	as (M)FAIL TO APPEAR IN COURT	Cit# LA741754
FOUND GUILTY Fined \$25.00		
Cited on 01-17-2001	for ()	Case A1-005278
Disposed 06-26-2001	as (M)FAIL TO APPEAR IN COURT	Cit# LA741754
DISMISSED		

*** END OF LISTING ***



LINCOLN POLICE DEPARTMENT PUBLIC RECORD CRIMINAL HISTORY

This is a list of criminal citations and arrests by the Lincoln Police Department for this person since 1980. Arrests or citations by any other law enforcement agency are not included. Cases not having charges filed are not included. Minor traffic infractions are not included. Cases when the subject was under the age of 16 or cases transferred to juvenile court are not included. Citations and arrests with no final court disposition are not included, except those within the past year for which dispositions are still pending.

If the phrase "****END OF LISTING****" does not appear at the bottom of this report, then this list is not complete.

FOR: STEVEN J FESTNER , Male, DOB: 06-13-1975

Date of listing: 10-13-2003

CODES FOR CRIMINAL HISTORY (M)=Misdemeanor (F)=Felony (O)=Other

Cited on 07-03-2000	for ()	Case
Disposed 10-19-2000	as (M)FAIL TO APPEAR IN COURT	Cit# LA722517
DISMISSED		
Cited on 02-22-1998	for (M)PROCURE ALCOHOL FOR A MINOR	Case 98-018589
Disposed 05-27-1998	as (M)SELL OR GIVE ALCOHOL TO MINOR	Cit# LA6116456
FOUND GUILTY Fined \$150.00		
Cited on 02-22-1998	for (M)SELLING ALCOHOL WITHOUT A LICENSE	Case 98-018589
Disposed 05-27-1998	as (M)EXCHANGE ALCOHOLIC LIQUOR WITHOUT A LICEN	Cit# LA6116456
DISMISSED		
Arrested 07-20-1996	for (M)HINDER, DELAY, OR INTERRUPT ARREST	Case 96-080441
Disposed 08-20-1996	as (M)HINDER, DELAY, OR INTERRUPT ARREST	Cit# LA5078754
DISMISSED		
Arrested 07-20-1996	for (M)REFUSE TO COMPLY WITH ORDER OF POLICE OFF	Case 96-080441
Disposed 08-20-1996	as (M)REFUSE TO COMPLY WITH ORDER OF POLICE OFF	Cit# LA5078754
FOUND GUILTY Fined \$75.00		
Cited on 07-20-1996	for (I)MARIJUANA, POSS 1 OZ OR LESS - 1ST OFF	Case 96-080447
Disposed 08-20-1996	as (M)POSS MARIJUANA, LESS THAN 1 OZ - 1ST OFF	Cit# LA5094515

STATE OF NEBRASKA

set date 10/20/03

PH: 11-3-03

Mike Johanns
Governor

FILED
CITY CLERK

03 OCT 9 PM 5:00

CITY OF LINCOLN
NEBRASKA

CERTIFIED

October 8, 2003

NEBRASKA LIQUOR CONTROL COMMISSION
Forrest D. Chapman
Executive Director
301 Centennial Mall South, 5th Floor
P.O. Box 95046
Lincoln, Nebraska 68509-5046
Phone (402) 471-2571
Fax (402) 471-2814
TRS USER 800 833-7252 (TTY)

City Clerk
555 South 10th Street, Ste. 103
Lincoln, NE 68508

Lorenzo's
500 West Gate Blvd
Class I

Dear Local Governing Body:

Attached is the form to be used on all retail liquor license applications. Local clerks must collect proper license fees and occupation tax per ordinance, if any, before delivering the license at time of issuance.

TWO KEY TIME FRAMES TO KEEP IN MIND ARE:

- 1) You have 45 days to conduct a hearing after the date of receipt of the notice from this Commission (§53-134). You may choose **NOT** to make a recommendation of approval or denial to our Commission.

PER §53-133, THE LIQUOR CONTROL COMMISSION SHALL SET FOR HEARING ANY APPLICATION WHEREIN:

- 1) There is a recommendation of denial from the local governing body.
- 2) A citizens protest; or
- 3) Statutory problems that the Commission discovers.

PLEASE NOTE...A LICENSEE MUST BE "PROPERLY" LICENSED IN ORDER TO PURCHASE FROM WHOLESALERS; AND, A LICENSE IS EFFECTIVE:

- 1) Upon payment of the license fees;
- 2) Physical possession of the license;
- 3) Effective date on the license.

Sincerely,
NEBRASKA LIQUOR CONTROL COMMISSION

Tami Freeman
Licensing Division

A3-116664
147

Enclosures
Rhonda R. Flower
Commissioner

Bob Logsdon
Chairman
An Equal Opportunity/Affirmative Action Employer

R.L. (Dick) Coyne
Commissioner

APPLICATION FOR LICENSE

Nebraska Liquor Control Commission
PO Box 95046, 301 Centennial Mall South
Lincoln, NE 68509-5046

<http://www.nol.org/home/NLCC/>
Phone: (402) 471-2571
Fax: (402) 471-2814

RECEIVED

SEP 25 2003

NEBRASKA LIQUOR
CONTROL COMMISSION

INSTRUCTIONS: Include: 1. Applicable fees payable to Liquor Control Commission 2. Copy of birth certificate or naturalization papers proving U.S. citizenship for each individual and spouse named on application (not required of corporations or spouse(s) who file an affidavit of no interest with application, Commission form 4178 3. Corporations must include copy of articles of incorporation as filed with the Secretary of States office in the state of Nebraska 4. Commission checklist, form 4251 5. Fingerprint cards and processing fees (are required of individuals, all partners and spouses. Corporate applicants must file for CEO/Manager & stockholders/member holding over 25% stock/interest. 6. All applications must be typewritten or printed clearly. 7. Submit in Triplicate

CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND LIST OF FEES FOR

61318

Class of License (Check applicable box)	Registration Fee	License Fees	Corporate Surety Bond
<input type="checkbox"/> A Beer, On Sale Only - Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> F Beer, On Sale Only - Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> B Beer, Off Sale Only - Indicate Inside or Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input checked="" type="checkbox"/> J Wine, Beer, On Sale Only - Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input checked="" type="checkbox"/> I Spirits, Wine, Beer, On Sale Only - Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> D Spirits, Wine, Beer, Off Sale Only - Inside Corporate Limits	\$45.00	\$150.00	exempt
<input type="checkbox"/> DI Spirits, Wine, Beer, Off Sale only - within extraterritorial zoning jurisdiction	\$45.00	\$150.00	exempt
<input type="checkbox"/> C Spirits, Wine, Beer On & Off Sale - Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> M Bottle Club (Spirits, Wine, Beer, on Sale)	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> H Nonprofit Corporation	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> K Wine Only, Off Sale	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> O Boat	\$45.00	\$ 50.00	exempt
<input type="checkbox"/> V Manufacturer of Beer, Wine & Distilled Spirits	\$45.00	Varies \$100 to \$1,000	\$10,000 min.
<input type="checkbox"/> X Wholesale Liquor	\$45.00	\$500.00	\$ 5,000 min.
<input type="checkbox"/> W Wholesale Beer	\$45.00	\$250.00	\$ 5,000 min.
<input type="checkbox"/> Y Farm Winery	\$45.00	\$250.00	\$ 1,000 min.
<input type="checkbox"/> L Craft Brewery (Brew Pub)	\$45.00	\$250.00	\$ 1,000 min.

TYPE OF APPLICATION

CORPORATE SURETY BOND INFORMATION

Type of application being applied for
(place appropriate number in box)

2

- 1= Individual License requires Form 1 to be attached.
- 2= Partnership License requires Form 2 to be attached.
- 3= Corporate License requires Form 3 and 4 and Manager Application be attached.

Bond Company - for Classes L V W X Y only

Start Date Month/Day/Year

Bond Number

SECTION 3 - LOCATION INFORMATION - Must be completed by all applicants

Trade Name (name of business)

Telephone Number at premise to be licensed

Lorenzo's

To be assigned

1) Street Address of Proposed licensed premise

2) Mailing Address for receipt of
Liquor Control Commission mailings

500 West Gate Blvd.

717 Folsom Lane #72

Is this located inside the city limits

Circle YES/NO

City County Zip Code

City County Zip Code

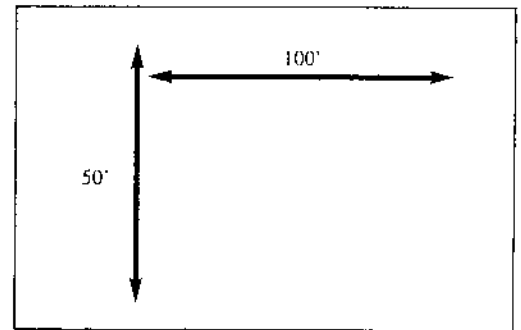
Lincoln #2 Lancaster 68501

Lincoln Lancaster 68522

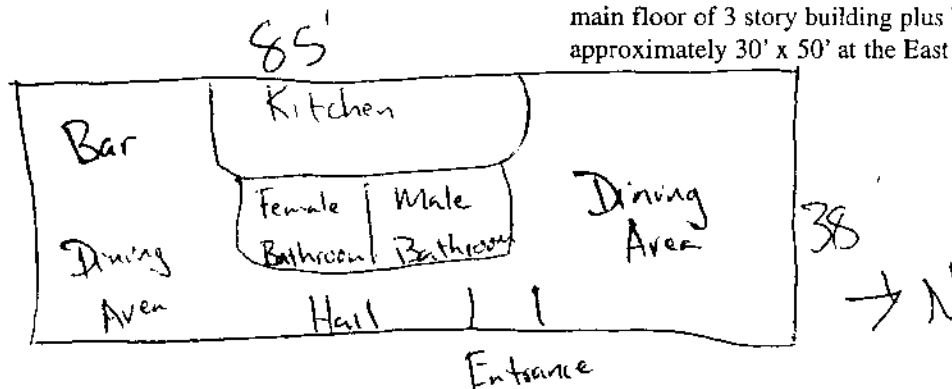
DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED

In the space provided draw the area to be licensed. This should include storage areas, basement, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building in situations where only a portion of the entire bldg. is to be covered by the license. No blue prints will be accepted. Be sure to indicate the direction North and number of floors of the building.

N ↑



Example: East portion approximately 50' x 100' of main floor of 3 story building plus basement approximately 30' x 50' at the East end.



SECTION B

1. READ CAREFULLY. Answer completely and accurately.

Has anyone who is a party to this application, or their spouse, ever been convicted of or plead guilty to any criminal charge. Criminal charge means any charge alleging a felony or misdemeanor or violation of a federal or state law; or a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

		Explanation/Comments
X		See attached Steve
X		Darrin See attached

	Yes	No	Information/Comments
2. Are you buying the business and/or assets of a licensee? If yes, submit a copy of the sales agreement with a listing of assets being acquired including liquor inventory (name brand and container size required).		X	
3. Are you filing a temporary agency agreement, Commission form 4231, whereby current licensee allows you to operate on their license? If yes, attach copy.		X	
4. Are you borrowing any money from any source to establish and/or operate the business? If yes, list the lender.	X		Lorenzo Salazar
5. Will any person or entity other than licensee be entitled to a share of the profits of the establishment? If yes, explain.		X	
6. Will any of the furniture, fixtures and equipment to be used in this business be owned by others? If yes, list such items and the owner.	X		except glasses - dishes see lease lessor will own everything*
7. Will any person(s) other than named in this application have any direct or indirect ownership or control of the business? If yes, explain?		X	
8. Are the premises to be licensed within 150 ft. of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, children, or within 300 ft. of a college or university campus? If yes, list the name of such institution and where it is located in relation to the premises. Per Sec. §53-177.		X	
9. Is anyone listed on this application a law enforcement officer? If yes, list the person, the law enforcement agency involved and the persons exact duties.		X	
10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business and the person(s) who will be authorized to write checks and/or make withdrawals on accounts at such institutions.			Steve Festner Darrin Salazar Wells Fargo - Lincoln
11. List all past and present liquor licenses held by any person named in this application. Include license holder name, location of license and license number. Also list reasons for termination of any licenses previously held.			none
12. List the person who will be the on site supervisor of the business and the estimated number of hours per week such person or manager will be on the premises supervising operations.			Darrin P. Salazar 50-60 hrs
13. List the training and experience of the person listed in #12 above in connection with selling and/or serving alcohol products.			Bartending - La Mesa lyr - Beatrice
14. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership, if leased submit a copy of the lease covering the entire license year. (Documents must show title or lease held interest in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed).			Lease pending on approval of LIC 10/31/08 to be paid from licensee
15. When do you intend to open for business?			Nov 1 - pending approval of lic

16. List the principal residence for the past 10 years for all persons required to sign application. If necessary attach a separate sheet.

NAME	FROM (YEAR)	TO (YEAR)	RESIDENCE (CITY, STATE)
Darren P. Salazar	93'	95	Scottsbluff, NE
" "	95'	03	Lincoln, NE
Steve Festner	93'	94'	Omaha
" "	94'	95'	Lincoln
" "	95'	97'	Omaha
" "	97'	2003	Lincoln

The undersigned applicant(s) hereby consent(s) to a background investigation and release of present & future records of every kind and description including police records, tax records (State and Federal), bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation or any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete and/or inaccurate.

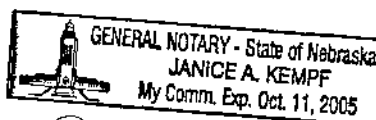
Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public. Must be signed by applicant and spouse; if a partnership, all partners and spouses must sign and corporation, all stockholders/members (holding more than 25% of the stock or interest), officers, directors and spouses must sign. Full names only, initials not acceptable.

☒ sign here Darren Paul Salazar ☒ sign here Steven Festner
 sign here _____ sign here _____
 sign here _____ sign here _____
 sign here _____ sign here _____

Subscribed in my presence and sworn to before me this September day of 17th, 2003.

(SEAL)



sign here

Janice A. Kempf
Notary Public Signature

In compliance with ADA, this application for license form is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format.

NEBRASKA LIQUOR CONTROL COMMISSION

Partnership Application
for License

FORM 2

RECEIVED

SEP 25 2003

NEBRASKA LIQUOR
CONTROL COMMISSION

INSTRUCTIONS:

- 1) The Person listed as the primary partner will be the person with whom the Nebraska Liquor Control Commission will correspond
- 2) At least one partner must meet residency requirements with the State of Nebraska
- 3) Each Applicant and Spouse must attach fingerprint cards (2 cards per person) and proper fees
- 4) All applications must be typewritten or printed clearly and submitted in triplicate
- 5) All partners must be citizens of the United States

PRIMARY PARTNER

Partner Name (Last, First, Middle, Maiden). List any Previous Names or Aliases Used.

SALAZAR DARRIN PAUL

Social Security Number

505-21-4521

Date of Birth

10/22/74

Applicant's Home Address (1)

117 Folsom Lane #72

Applicant's Home Address (2)

Percentage of Ownership

50%

City

Lincoln

County

Lancaster

Zip Code

68522

Driver's License Number

412062573

State

NE

Home Telephone Number

402 730 8625

Business Telephone Number

Check Type of Partnership

Joint Venture ☒ General Partnership ☐ Limited Partnership

ARE YOU MARRIED? NO IF YES, PLEASE COMPLETE.

Spouse's Name (Last, First, Middle, Maiden). List Any Previous Names or Aliases Used

Spouse's Social Security Number Spouse's Date of Birth

Spouses's Driver's License Number

State

Continue on Reverse and List Remaining Partners

September 24, 2003

Nebraska Liquor Control Commission
P.O. Box 95046
Lincoln, NE 68509-5046

To Whom It May Concern~

My name is **Darrin Paul Salazar**. I am a twenty eight year old male residing in Lincoln, NE. The purpose of this letter is to explain a DUI offense that I committed on July 21, 2000, which needs to be addressed as I wish to apply for a State of Nebraska liquor license.

On the date of the offense, in a lapse of good judgment, I decided to leave a local establishment after consuming a few alcoholic beverages. Before I could drive away from the premises, a city police officer, Anthony Ybarra, stopped me in the parking lot. I immediately admitted to the officer what I had consumed, and the extent of consumption. He allowed the individual I was with to leave the incident and escorted me to the nearest county confinement. I remained there until my hearing on July 21, 2000, at which I entered a guilty plea for my crime.

After entering my plea, I was to be back in court on August 17, 2000. I requested a continuance due to the fact that I was unable to appear in court on this date. The court advised me that an individual would be back in touch with me, which never happened. After several phone calls and letters written by myself, I was finally told on October 3, 2000 that my file had been lost and that they were looking to make a duplicate. I have not heard from the government since being told this, but let the record show that I have been committed to repaying any debts owed to society. This is a complete account of the events surrounding my DUI offense three years ago. My record since then has been without blemish and will remain so. I come from a family of restaurateurs, and it would now be my pleasure to provide the city of Lincoln with a new family-oriented establishment in which they can enjoy fine Mexican cuisine. It is my hope that the State of Nebraska will allow my business the chance to be competitive by granting me a liquor license.

Sincerely,


Darrin Paul Salazar

RECEIVED

SEP 25 2003

NEBRASKA LIQUOR
CONTROL COMMISSION

OTHER PARTNERS AND SPOUSES

Name (last, first, middle, maiden) and any previous aliases or Names, Home Address and Telephone				Social Security Number	Percentage of Ownership	Date of Birth		
						Month	Day	Year
Partner Name	Steven J. Fester	Driver's License No.		State	ME	50%		
Spouse Name	not married							
Home Address City, State, Zip Code	3721 1/2 44 St Lincoln, ME 04374							
Telephone Number	468-465-5198							
Partner Name		Driver's License No.		State				
Spouse Name								
Home Address City, State, Zip Code								
Telephone Number								
		Driver's License No.		State				
Partner Name								
Spouse Name								
Home Address City, State, Zip Code								
Telephone Number								

Does Your Partnership consist of 1 or More Corporations? Yes ☒ No ☐
 If yes, complete form 3, corporate information.

September 16, 2003

Nebraska Liquor Control Commission
P.O. Box 95046
Lincoln, NE 68509-5046

RECEIVED

SEP 25 2003

To Concerned Persons of the Nebraska Liquor Control Commission:

NEBRASKA LIQUOR
CONTROL COMMISSION

The following is intended to clarify **Steven J. Festner's** past citations for violation of Nebraska law, and to state my case that I have paid my debt to society and would be a safe individual to hold a State of Nebraska liquor license.

My first offense took place on July 20, 1996, approximately one month after my 21st birthday. I was in the company of several friends at the Brass Rail bar at 1436 "O" St. As closing time approached, a series of physical confrontations occurred inside the establishment. The bouncers were able to move everyone outside and the confusion continued out onto the sidewalk in front of the establishment. There wasn't any fighting going on, but there were a lot of people yelling back and forth in anticipation of a fight. The local police arrived, which caused an immediate dispersion of the crowd. I was separated from my friends in the confusion and began a rather desperate search to find them as they were my only means of transportation back to my Omaha residence. Having searched an area as far as two blocks west of the Brass Rail with out finding my friends, I returned to the front of the establishment where police were still dispersing the crowd. I didn't believe myself to be in the wrong as I was minding my own business and simply looking for my ride home. However, I was caught unawares by an officer, restrained, and brought to a police vehicle, who assumed that I had already been warned once to disperse. At first I attempted to explain that I was simply looking for my ride home. However, I then remember that one of my friends had just hours earlier had given me a small quantity of marijuana. I was not and am not a user of drugs, and as a result my panic was increased. I then made what may very well be the most foolish decision of my life and attempted to flee police custody. I did not make it far, as three officers soon caught me, slammed my body down on the pavement, and then continuously sprayed me with mace. In complete humiliation I was taken downtown and charged with resisting arrest and possession of less than an ounce of marijuana.

Because I was a student at the University, I was able to obtain the free legal services of attorney Shelly Stall. She arranged an agreement in which the possession charge would be dropped provided that I would plead guilty to Failure to Comply. This seemed reasonable to all the parties involved. I'm confident that the State saw the situation as I did; that of a good student who made some horrible decisions and paid the price in humiliation. My other offense happened the night of February 22, 1998. I was currently living at 33rd and "O" street in Lincoln, NE. My roommates decided to host a party at which they would sell keg beer. I wanted nothing to do with a party inside my house, and immediately voiced my opposition to it. I also forfeited any share of the profits gained

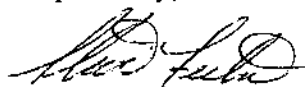
from such an activity. I did not attend the party myself, but rather opted to go downtown to the bars with friends from out-of-town. After the bars closed we decided to go back to my residence. Not more than 30 minutes following my return, officers dispatched from the Lincoln Police Dept. arrived at the house. The officer instructed the person who answered the door that he wanted to speak with everyone who lived in the house. Having obviously learned from experience, I immediately complied with the officer's directive. When I went outside he asked for my identification and issued me a citation for Procuring Alcohol For A Minor and Selling Alcoholic Beverages Without A License.

Unlike my roommates, who all received Diversion, I was required to have my case tried in court. Following an exhaustive series of visits with the public defender and the prosecuting attorney, we reached an agreement in which one charge was dismissed in exchange for a guilty plea on the remaining charge. Since both charges carried the same punishment we agreed upon dismissing Selling Liquor without a License and Pleading guilty to Procuring To Minors. I also was also encouraged by the prosecuting attorney to explain to the judge what exactly happened and to see if I could work something out with the judge. I did explain my situation to the judge that I wanted nothing to do with the party and let my roommates know that I wanted nothing to do with it. The judge asked me if I had prior knowledge that minors would be in attendance and that they would be paying to consume alcohol. I admitted to this. The judge explained that she believed my story and felt sorry for me, but because I had prior knowledge of the events that would occur she would have to punish me with the minimum fine for the offense.

What I was afraid to do in court that day may have cleared my name. I now realize that I should have put my roommates on the stand as both they and several subpoenaed minors could have testified that I was neither present at the party nor collected any money for it.

I wish I had the knowledge back then that I have now. I wish I would have understood the severity of the situations in which I was involving myself. In an attempt to atone for this, I have kept a clean record since my February 1998 offense. The only time I come into contact with the law today is on the right side of it, when I'm working Friday night's part time at Russ's Market Liquor Department at 17th and Washington St. I've been employed there for close to two years now, working Tuesday and Friday nights and Saturday mornings. On Friday nights Russ's hires an off duty Police officer to work at the store. For almost two years now, I have been working side by side with Officer Tim Abele of the Lincoln Police Department. Prior to holding this position I was a bartender at Madsen's Bowling and Billiards on 47th and Dudley from July 2000 to December 2001, I also was employed as a bartender at Ruby Tuesday's on 247 N. 8th St. from September 1999 to July 2000. I am a very firm believer in the law and I also take pride in enforcing all of Nebraska's liquor laws. I have a very good knowledge of noticing signs of possible intoxication, recognizing legal and illegal means of identification, and making sure that the people I'm working with are enforcing all applicable laws associated with the sale and consumption of alcohol. I'm as tough as they come when it comes to enforcing liquor laws, having experienced more than once being on the wrong side of them. As such, I believe that my record, in spite of past transgressions, shows me as a fine candidate for a State of Nebraska liquor license

Respectfully,



Steven J. Festner
3721 North 44 St
Lincoln, NE 68504

RECEIVED

SEP 25 2003

NEBRASKA LIQUOR
CONTROL COMMISSION

**B & J PARTNERSHIP, LTD.
P. O. Box 81906
LINCOLN, NE 68501**

COVER SHEET FOR PROPOSED LEASE

NAME OF PROPOSED TENANT: Lorenzo Salazar, Darrin P. Salazar & Steven J. Festner dba
Lorenzos Restaurant

LOCATION OF PROPERTY: 500 West Gate Blvd., Lincoln, NE

DATE SUBMITTED FOR REVIEW: _____

SUBMITTED FOR REVIEW BY: _____

IMPORTANT NOTICE

PLEASE CAREFULLY REVIEW THE ACCOMPANYING PROPOSED LEASE BEFORE YOU RETURN IT TO US. IN ORDER FOR US TO CAREFULLY CONSIDER ANY CHANGE YOU MAY REQUEST, IT WILL BE NECESSARY FOR YOU TO SUBMIT ALL REQUESTED CHANGES TO US WHEN YOU FIRST RETURN THIS PROPOSED LEASE. ANY PROPOSED CHANGE SUBMITTED TO US AFTER YOU FIRST RETURN THIS PROPOSED LEASE TO US WILL NOT BE CONSIDERED.